

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**AMY DIVINE, KARL MERCHANT, and  
COLUMBUS JONES, on behalf of themselves  
and all others similarly situated**

**PLAINTIFFS**

v.

**CIVIL ACTION NO.: 1:23cv196 HSO-BWR**

**SECURIX, LLC**

**DEFENDANT**

**PLAINTIFFS' MOTION FOR CLASS CERTIFICATION**

Pursuant to Federal Rule of Civil Procedure 23, Plaintiffs Amy Divine, Karl Merchant, and Columbus Jones, on behalf of themselves and all others similarly situated (“Plaintiffs”), file this Motion for Class Certification and, in support, state the following:

1. Defendant concocted an unlawful scheme (“Diversion Program”) to extort money from motorists by issuing “tickets” for allegedly operating a motor vehicle without proper insurance. Plaintiffs’ tickets are attached hereto as collective Exhibit 1. Since its inception, the Diversion Program has issued thousands of tickets and collected millions of dollars from Plaintiffs and class members.

2. Defendant’s common course of conduct makes this case amenable to treatment as a class action. As discussed in the accompanying memorandum, the putative class meets the requirements of Rule 23(a), (b)(2), and (b)(3).<sup>1</sup>

3. Therefore, Plaintiffs request that the Court certify the class, appoint Plaintiffs as class representatives, and appoint Plaintiffs’ counsel as class counsel.

Respectfully submitted, this the 3rd day of June 2025.

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<sup>1</sup> Regarding Rule 23(a)(4)’s adequacy of representation requirement, Plaintiffs attach putative class counsel’s declaration as Exhibit 2.

PLAINTIFFS,

*s/ Brian K. Herrington*

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Attorneys for Plaintiffs and the Putative Class

## **CERTIFICATE OF SERVICE**

I, Brian K. Herrington, do certify that, on June 3, 2025, I served a copy of the foregoing document on the following via email only:

Jonathan Miller  
jm@securixsystems.com.

*s/ Brian K. Herrington*  
Brian K. Herrington